

**CHARTER COMMISSION  
CITY AND COUNTY OF HONOLULU  
711 Kapiolani Blvd. Suite 1485  
Honolulu, Hawaii 96813**



**A G E N D A**

**TUESDAY, APRIL 4, 2006  
COMMUNITY MEETING**

**HAHAIONE ELEMENTARY SCHOOL  
CAFETERIA  
595 PEPEEKEO STREET  
HONOLULU, HI 96825**

**6:00 P.M.**

- 1. Call to Order by Chair Donn Takaki**
- 2. Presentation by Executive Administrator**

The Executive Administrator will give a brief presentation to familiarize the public with the City Charter, the role of the Charter Commission, the Commission's activities to date, and next steps in the charter revision process.

- 3. Public Input**

The Commission is seeking public input to assist them in determining which proposals should move forward for placement on the 2006 General Election ballot.

Subject to discussion, the Commission intends to proceed as follows:

The public may provide testimony regarding any of the proposals still under consideration by the Commission. In order to accommodate all speakers, the Commission requests that testifiers testify one time per category below; in other words, that an individual testify a maximum of six times during Agenda Items 3A-3F.

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Generally, oral testimony will be limited to five minutes. However, a speaker's time may be limited to two minutes if, in the discretion of the chair, such limitation is necessary to accommodate all persons desiring to address the commission at the meeting.

Brief descriptions of the proposals are attached. The full proposals are posted in PDF format on the Charter Commission website at <http://www.honolulu.gov/chc>. Hard copies are available for review at the Charter Commission office and the Municipal Library.

#### **A. Departments and Personnel**

In this category, proposals still under consideration are as follows: 27, 33, 35, 36, 45, 49, 56, 57, and S-9. See descriptions attached.

#### **B. Planning, Zoning, and Environment**

In this category, proposals still under consideration are as follows: 7, 21, 22, 32, 47, 69, 71, 96, 98, and 99. See descriptions attached.

#### **C. Ethics and Standards of Conduct**

In this category, proposals still under consideration are as follows: 28, 30, 31, and 41. See descriptions attached.

#### **D. Budget, Council, and Other Procedures**

In this category, proposals still under consideration are as follows: 1, 34, 52, 53, 54, 91, and S-10. See descriptions attached.

#### **E. Elections and Representation**

In this category, proposals still under consideration are as follows: 5, 9, 13, 55, 61, and 86. See descriptions attached.

#### **F. Housekeeping Amendments**

In this category, proposals still under consideration are as follows: 51, 75, 76, 77, 78, and S-6. See descriptions attached.

### **4. Further Discussion and Action re revised calendar:**

Following the discussion and public input, the Commission will hold further discussion on the handling and review of proposals and future meetings. The

Commission may discuss the calendar and upcoming events and deadlines, including:

- Dates of future meetings
- Requests for staff research and other testimony

**FOR ACTION:**

The Commission will discuss and move to adopt revisions to its calendar. A [proposed revised calendar](#) is attached.

**5. Announcements**

**6. Next Meeting of the Charter Commission**

To be determined.

**7. Adjournment**

**Notice regarding public testimony:**

Please note that under the Rules of the Commission, speakers are requested to submit two copies of their testimony. Written testimony may be mailed to the Commission, faxed to 592-8633, or e-mailed to [charter@honolulu.gov](mailto:charter@honolulu.gov). The Commission requests that written testimony be submitted no later than 24 hours prior to the meeting; however, if you bring written testimony directly to the meeting, the Commission requests that you bring 20 copies. Testimony will be accepted on agenda items only, and will be taken at the time the item comes up for discussion by the Commission.

You are requested to register to speak if you wish to provide oral testimony. Generally, oral testimony will be limited to five minutes. However, a speaker's time may be limited to two minutes if, in the discretion of the chair, such limitation is necessary to accommodate all persons desiring to address the commission at the meeting.

*[Descriptions of Proposed Charter Amendments Attached]*

## **PROPOSALS UNDER CONSIDERATION BY THE CHARTER COMMISSION**

The following proposals passed the Charter Commission's initial review process held in December 2005 – February 2006.

Proposals are posted in PDF format on the Charter Commission website at <http://www.honolulu.gov/chc>. Hard copies are available for review at the Charter Commission office and the Municipal Library.

### **CATEGORY A - DEPARTMENTS AND PERSONNEL**

**PROPOSAL 27** - Liquor Commission and Civil Service; Exempt Liquor Control Administrator and Deputy Administrator from civil service.

**PROPOSAL 33** - Department of Emergency Services; Revise the Powers, Duties and Functions of the Director and the Department.

**PROPOSAL 35** - Department of Information Technology; Revise the Powers, Duties and Functions of the Director.

**PROPOSAL 36** - Fire Chief; Revise the Powers, Duties and Functions of the Fire Chief and the Fire Department.

**PROPOSAL 45** - Board of Water Supply; Amend qualifications of Board Members.

**PROPOSAL 49** - Office of Council Services; To authorize the attorneys in the Office of Council Services to serve as legal advisers and legal representatives of the City Council along with the Department of Corporation Counsel.

**PROPOSAL 56** - Fire Chief; Establish a 5-year term of office for the Fire Chief.

**PROPOSAL 57** - Transportation; Establish a new, temporary agency in the city to develop the new public transportation system to be funded by the tax surcharge.

**PROPOSAL S-9** - Department of Transportation Services - Revise Powers, Duties and Functions; Promote pedestrian- and bicycle-friendly city

### **CATEGORY B - PLANNING, ZONING, AND ENVIRONMENT**

**PROPOSAL 7** - Sustainable Community Plans and Development Plans.

**PROPOSAL 21** – Planning and Zoning; Establish urban growth boundaries and agricultural protection zones.

**PROPOSAL 22** - Planning Commission; Restore the position of Executive Secretary.

**PROPOSAL 32** - Planning Commission; Establish deadlines for Mayor and City Council to act on certain Planning Commission recommendations.

**PROPOSAL 47** – Planning and Zoning; Establish urban growth boundaries.

**PROPOSAL 69** - Planning and Zoning; Require 2/3rds vote for Planning Commission and City Council before agricultural land can be converted to urban use.

**PROPOSAL 71** - Department of Environmental Services; Require the Director to develop and administer a curbside recycling program.

**PROPOSAL 96** - Environmental Bill of Rights; Add new article with an "environmental bill of rights" for current and future residents.

**PROPOSAL 98** - City Buildings and Department of Design and Construction; Require City Council to adopt green building standards for city buildings, revise Department of Design and Construction duties to comply with green building standards.

**PROPOSAL 99** - Development Plans and Zoning; Require that when an acre of land is converted from agricultural or preservation designations, an acre of land will be converted to those designations, ensuring no net loss of agriculture or preservation lands.

## **CATEGORY C – ETHICS AND STANDARDS OF CONDUCT**

**PROPOSAL 28** - Ethics Commission; Allow the Ethics Commission to impose civil fines.

**PROPOSAL 30** - Ethics, Charter Commission, Reapportionment Commission; Include the members of the Charter and Reapportionment Commissions as city officers for purposes of the ethics laws.

**PROPOSAL 31** - Impeachment; Provisions re impeachment of elected officials are invalid; options to correct the charter.

**PROPOSAL 41** - Standards of Conduct; Codify within the charter existing state law and provide uniform standards of conduct within all

city entities.

## **CATEGORY D - BUDGET, COUNCIL, AND OTHER PROCEDURES**

**PROPOSAL 1** - Salary Commission; Amend provision regarding Council review of Commission findings.

**PROPOSAL 34** - Budget; Administration and enforcement of the executive capital budget ordinance -- lapse in 12 rather than 6 months.

**PROPOSAL 52** - Budget; Require that the Mayor sign a budget bill before exercising line-item veto authority.

**PROPOSAL 53** - City Council; Allow the Council to designate which Councilmember will serve as Council chair and presiding officer pro tempore when both the chair and vice-chair are absent or disabled.

**PROPOSAL 54** - Ordinances; Clarify that amendments to existing codified ordinances may be made by the City Council by reference to the codified provisions, rather than by reference to the numbered ordinances that may be enacted.

**PROPOSAL 91** - Property Taxes and New Fund; Set aside one-half percent (1/2%) of real property tax revenues for land and natural resources protection and one-half percent (1/2%) of real property tax revenues for affordable housing.

**PROPOSAL S-10** - Public notices; Distribution of public notices via a widely accessible electronic medium.

## **CATEGORY E - ELECTIONS AND REPRESENTATION**

**PROPOSAL 5** - Elections; Eliminate the first special election when there are only two candidates for an office.

**PROPOSAL 9** - Neighborhood Commission; Establish direct relationship between Commission and Executive Secretary

**PROPOSAL 13** - Neighborhood Commission; Revise the Powers, Duties and Functions of the Neighborhood Commission.

**PROPOSAL 55** - Term Limits; Re term limits for Councilmembers.

**PROPOSAL 61** - Councilmember terms; Change the beginning time of the terms of Councilmember.

**PROPOSAL 86** - City Council; Increase the number of members on the City Council from 9 to 11 or 13.

## **CATEGORY F - HOUSEKEEPING AMENDMENTS**

**PROPOSAL 51** - Department of Customer Services; Include the Director of Customer Services as a department head who must be nominated by the Mayor, with the advice and consent of the Council, and may be removed by the Mayor.

**PROPOSAL 75** – Ethics Commission; Include the prohibition against Ethics Commissioners taking an active part in political management or political campaigns set forth in the Hawaii Constitution Article XIV.

**PROPOSAL 76** – Police; Delete prohibition of political activities by police department employees.

**PROPOSAL 77** – Royal Hawaiian Band; Delete the reference to Royal Hawaiian Band in "Appointment, Confirmation and Removal of Officers and Employees".

**PROPOSAL 78** – Civil Defense Agency; Delete the reference to Civil Defense Agency in "Appointment, Confirmation and Removal of Officers and Employees".

**PROPOSAL S-6** - Petitions; Delete requirement of Social Security numbers on petitions.

## Proposed Revised Calendar for Discussion at April 4, 2006 meeting

<u>TASK</u>	<u>CALENDAR</u> <u>6/05</u>	<u>PROPOSED REVISION</u> <u>4/06</u>
<b>Full Commission: Community informational meetings</b>	<b>March 2006</b>	<b>Tues Mar 21</b> <b>Tues Mar 28</b> <b>Tues Apr 4</b>
Full Commission: Discussion and vote on amendments to proposals; establish Committee on Style	<b>(none)</b>	<b>Sat Apr 15</b> <b>OR</b> <b>Tues Apr 18</b>
<b>Full Commission: Vote on tentative approval of Ballot Proposals and refer to Committee on Style</b>	<b>April 2006</b>	<b>Sat Apr 29</b> <b>OR</b> <b>Tues May 2 and May 9</b>
Committee on Style: <b>Prepare report on ballot questions and text changes (with staff and Corp Counsel assistance)</b>		Tues May 16? Tues May 23?
Full Commission: Approve report from Committee on Style; refer out for legal and agency review	<b>May 2006</b>	<b>Tues June 6</b>
<b>Legal/agency review</b>		June 7-30
<b>Deadline for agencies to report back</b>		Fri June 30
Full Commission: Review agency and legal comments; further referral to Committee on Style; assign tasks to Committee on Submission and Information	<b>June 2006</b>	<b>Tues July 11</b>
Committee on Style: <b>Prepare final report, including deciding order of ballot questions</b>		Tues July 18? Tues July 25?
Committee on Submission and Information <b>(Sullivan, Hirano, Grau): prepare public education plan; prepare digests/brochure</b>		Tues July 25? Tues Aug 1?



Full Commission: Adopt final report of Committee on Style; final review and vote of amendments and language; approve order of ballot questions; approve digests/brochure; submit approved proposals to Committee on Submission and Information; presentation and approval of public education program	<b>July 2006</b>	<b>Tues Aug 8</b>
<b>Extra meetings if needed</b> <b>Staff prepares to submit to Clerk</b>		Aug 9-31
<b>DEADLINE – City Clerk:</b> Per charter section 15-105, proposed amendments “shall be submitted to the city clerk at any time prior to September 1”	<b>Sept 1</b>	<b>Fri Sept 1</b>
<b>DEADLINE – State Office of Elections:</b> Submit charter amendment questions		<b>Fri Sept 8</b>
<b>DEADLINE – Publish:</b> Per charter section 15-105, Commission must “publish, not less than 45 days before any election at which charter amendments are submitted, at least once in a daily newspaper of general circulation within the city, a brief digest of the amendments or revised charter and a notice to the electorate that copies of the amendments or revised charter are available at the office of the City Clerk”	<b>Sept 23</b>	<b>Sat Sept 23</b>
Public education program	<b>October</b>	<b>October</b>
Voter registration deadline		<b>Mon Oct 9</b>
Walk-in absentee voting		<b>Tues Oct 24 - Sat Nov 4</b>
General Election	<b>Nov 7</b>	<b>Tues Nov 7</b>